

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: MARIA SKILLAS

Application No. 10/691,977
Technology Center 3677

Mailed: December 1, 2008

Before DELORES LOWE, *Review Team Paralegal*
LOWE, Review Team Paralegal

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on September 11, 2008. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter requiring attention prior to docketing.

On May 22, 2007, appellant filed an Appeal Brief. On page 3, under the heading "Status of claims" the Appellant states that "Claims 1-3, 5-8, 11 and 12 are currently pending and stand finally rejected" In response, an Examiner's Answer was mailed on August 29, 2007. While the Answer notes that "The statement of the status claims contained in the brief is correct" [page 2], However, the appellant failed to include claim 12 in the Appeal Brief appendix. Correction is required.

CONCLUSION

Accordingly, it is

ORDERED that the application is returned to the Examiner to:

- 1) correction of the Claims Appendix of the Brief filed May 22, 2007;
- 2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

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